



3601

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECONSIDERATION OF HOLDING OF ABANDONMENT UNDER MPEP §711.03 – NO ABANDONMENT IN FACT	Application #	10/049,677
	Confirmation #	7732
	Filing Date	May 22, 2002
	First Inventor	NEWMAN
	Art Unit	3651
	Examiner	J. Dillion, Jr.
	Docket #	P07534US00/RFH

Commissioner for Patents  
Washington, D. C.

S I R:

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GROUP 3600

A Notice of Abandonment for the above-identified application was mailed on April 29, 2004 which indicated that this application was abandoned by failure to respond to the Office Action mailed September 18, 2003. However, a response to the Office Action was timely filed on October 23, 2003. Therefore, there was no abandonment in fact and the Notice of Abandonment was evidently mailed in error.

Enclosed herewith is a copy of the response timely filed on October 20, 2003, together with a copy of the stamped receipt for this response showing timely filing.

In view of the fact that there was no abandonment in fact, reconsideration of the holding of abandonment pursuant to MPEP §711.03 is requested. If any other action is required by Applicant to effect further prosecution, please contact the undersigned as soon as possible.

Respectfully submitted,

Ross F. Hunt, Jr.  
Reg. No. 24,082

Stites & Harbison PLLC · 1199 N. Fairfax St. Suite 900 · Alexandria, VA 22314 ·  
703-739-4900



#12  
6-9-04

<b>PTO STAMPED RECEIPT</b>	Application #	10/049,677
	Confirmation #	7732
	Filing Date	May 22, 2002
	First Inventor	NEWMAN
	Art Unit	3651
	Examiner	J. Dillon, Jr.
	Docket #	P07534US00/RFH

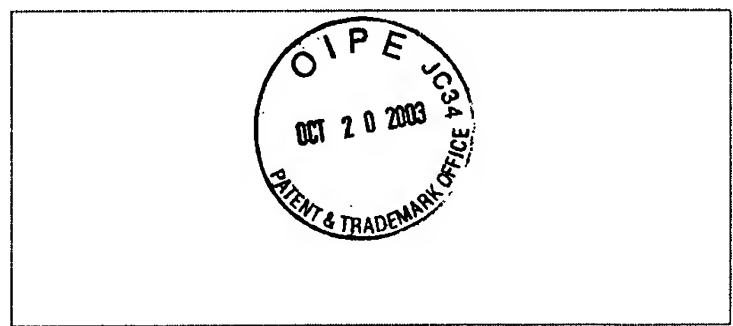
**PAPERS SUBMITTED**

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**GROUP 3600**

- |  |                                    |
|--|------------------------------------|
| <input checked="" type="checkbox"/> Transmittal Form   | IDS: Including                     |
| <input checked="" type="checkbox"/> Amendment/Response | ..... List of References           |
| ..... with Attachments                                 | ..... Search Report                |
| ..... Amendment/Response After Final                   | ..... Statement of Relevance       |
| ..... with Attachments                                 | ..... Refs. Transmitted            |
| ..... Petition for Extension of Time                   | ..... Issue Fee Transmittal        |
| ..... Response to Missing Parts                        | ..... Publication Fee Transmittal  |
| ..... Declaration                                      | ..... Letter to Draftsman          |
| ..... Translation of Application                       | ..... _ sheets of formal drawings  |
| ..... Assignment                                       | ..... (figs. )                     |
| ..... Priority Document                                | ..... PCT Demand Chapter II        |
| ..... Fee: \$  | ..... Notice of Appeal             |
| .....  | ..... Appeal Brief (in triplicate) |
| .....  | .....                              |

October 20, 2003

PTO Receipt Stamp →





Customized PTO/SB/21 (05-03)

<b>TRANSMITTAL FORM</b>  (for all correspondence after initial filing)	Application #	10/049,677
	Confirmation #	7732
	Filing Date	May 22, 2002
	First Inventor	NEWMAN
	Art Unit	3651
	Examiner	J. Dillon, Jr.
Total number of pages in this submission =	Docket #	P07534US00/RFH

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GROUP 8600

ENCLOSURES (check all that apply)	
<input checked="" type="checkbox"/> Fees calculated below	<input type="checkbox"/> Certified Copy of Priority Document(s)
<input checked="" type="checkbox"/> Amendment/Reply incl. Attachment	<input type="checkbox"/> Drawings
<input type="checkbox"/> After Final	<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Extension of Time Petition	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Appeal Communication to Group
<input type="checkbox"/> Other:	

<b>FEES CALCULATION:</b> For claims if required and/or other fees as shown below:					
	NOW	Previously Paid For	Present Extra	Rate	\$
<input checked="" type="checkbox"/> TOTAL CLAIMS	13	20	0	X \$ 18 =	
<input checked="" type="checkbox"/> INDEP. CLAIMS	2	3	0	X \$ 84 =	
TOTAL OF ABOVE CLAIMS FEES =					0
Reduction by 1/2 for <b>small entity status</b> of applicant					
SUBTOTAL =					0
Fee for extension of time (per attached Petition)					
Other fee for					
TOTAL OF ALL FEES =					0

..... A check in the amount of \$0 is enclosed. If no check or an insufficient check is enclosed and a fee is due in connection herewith, the Commissioner is authorized to charge any fee or additional fee due in connection herewith to Deposit Account No. 12-0555.

☒ In the event that a petition for extension of time is required to be submitted herewith and that a separate petition is not submitted herewith, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely. Any fee is authorized above.

Date: October 20, 2003

By: Ross F. Hunt, Jr.  
Registration No.: 24,082

LARSON & TAYLOR, PLC • 1199 North Fairfax St. • Suite 900 • Alexandria, VA 22314



#13  
6.904

<b>RESPONSE TO RESTRICTION REQUIREMENT</b>	Application #	10/049,677
	Confirmation #	7732
	Filing Date	May 22, 2002
	First Inventor	NEWMAN
	Art Unit	3651
	Examiner	J. Dillon, Jr.
	Docket #	P07534US00/RFH

Commissioner for Patents  
Washington, D.C.

S I R:

Responsive to the Office Action mailed on September 18, 2003, and to the requirement for restriction set forth therein, applicant hereby elects Group I containing claims 1-8 and 16, drawn to a conveyor.

Further and favorable action is respectfully solicited.

Respectfully submitted,

Date: October 20, 2003

By: Ross F. Hunt, Jr.  
Registration No.: 24082

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